



**FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554**

August 27, 2002

Mr. Dale E. Reich
141 North Center St.
Seville, OH 44273

Re: Petition for Rule Change
Requesting Changes in Part 13
(filed Nov. 14, 2002)

Dear Mr. Reich:

This letter is in response to your Petition for Rule Change (Petition) received by the Commission November 14, 2002. You request that the Commission upgrade the appearance of Part 13 commercial radio operator licenses to a diploma-style document. Specifically, instead of the current wallet-size license, you request that commercial radio operator licensees receive a two-part license, consisting of a diploma-style document and a wallet-size verification card. You suggest that upgraded license documents be sent to current licensees upon renewal, but that licensees be able to obtain an upgraded document sooner through a commercial operator license examination manager (COLEM). You also suggest a fee system to pay for the costs of producing upgraded license documents. For the reasons stated below, we conclude that a rulemaking proceeding on this issue is not warranted under the circumstances presented. Therefore, we dismiss the Petition.

The Commission currently processes all Wireless Radio Service license applications and generates licenses for those services (including commercial radio operator licenses) via its Universal Licensing System (ULS), an automated licensing program. The Commission began implementing ULS in 1997 to streamline our licensing procedures, and generate licenses more efficiently and expediently. Wireless Telecommunications Bureau to Begin Use of Universal Licensing System for Licensing in Commercial Radio Operator Services on May 21, 2001, Deployment Means conversion of all WTB Services to ULS Is Now Complete, *Public Notice*, 16 FCC Rcd 9472, 9472 (WTB 2001). The Commission began using ULS for commercial radio operator services in 2001. *See id.* The Commission's implementation of ULS for commercial radio operator licenses was intended to embody its goals of electronic automation while best serving the public interest. *See Biennial Regulatory Review – Amendment of Parts 0, 1, 13, 22, 24, 26, 27, 80, 87, 90, 95, 97, and 101 of the Commission's Rules to Facilitate the Development and Use of the Universal Licensing System in the Wireless Telecommunications Services, Report and Order*, WT Docket No. 98-20, 13 FCC Rcd 21027, 21101 ¶ 169 (1998). Absent significant documentation that a change in the license documents is warranted, implementing such a program would unduly impact the Commission's resources. Further, we believe that the current commercial radio operator license document is sufficient for its purpose, which is to identify persons authorized to carry out functions for which a particular license is required. *See, e.g., Amendment of Part 13 of the Commission's Rules to Provide Temporary Conditional Operating Authority for*

Commercial Radio Operator License Applicants, *Report and Order*, PR Docket No. 94-58, 10 FCC Rcd 4506, 4506 ¶ 2 (1995)

With respect to your request that we adopt certain application fees for upgraded license documents to be split between the Commission and the COLEM, we note that Congress has not given the Commission authority to share a fee with COLEMs. In addition, we note that fees collected from license applicants would be remitted to the General Fund of the Treasury rather than held by the Commission to pay for the costs of producing upgraded license documents.

On the basis of the above, we conclude that no changes to the Commission's rules in response to the request in the referenced petition for rulemaking are necessary at this time. As a result, we do not believe that the rulemaking petition warrants further consideration at this time.

Accordingly, pursuant to Sections 4(i) and (j) and 303(r) of the Communications Act of 1934, as amended, 47 U.S.C. §§ 154(i), (j), 303(r), and Section 1.401(e) of the Commission's Rules, 47 C.F.R. § 1.401(e), the petition for rule change filed on November 14, 2002 by Dale E. Reich IS DISMISSED WITHOUT PREJUDICE. This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's Rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

D'wana R. Terry
Chief, Public Safety and Private Wireless Division
Wireless Telecommunications Bureau

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE

NOV 14 2002
FCC

Petitioner)
Dale E. Reich)
141 North Center St)
Seville Ohio 44273)

RM Docket Number _____

Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee! The older style that the commission stopped issuing was also a great work place document that was a great matter of pride! In the past the FCC issued a Verification Card much like the present licensed issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

Dale E. Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE

RECEIVED
NOV 14 2002
FCC-MAD 900

Petitioner)
Dale E. Reich)
141 North Center St)
Seville, Ohio 44273)

RM Docket Number _____

Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee! The older style that the commission stopped issuing was also a great work place document that was a great matter of pride! In the past the FCC issued a Verification Card much like the present license issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update is required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

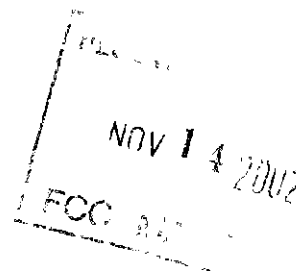
The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

Dale E. Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE



Petitioner)
Dale E Reich)
141 North Center St)
Seville Ohio 44273)

RM Docket Number _____

Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee. The older style that the commission stopped issuing was also a great work place document that was a great matter of pride. In the past the FCC issued a Verification Card much like the present licensed issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

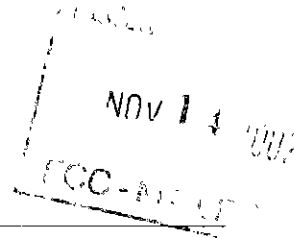
Dale E Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE

Petitioner)
Dale E. Reich)
141 North Center St)
Seville, Ohio 44273)

RM Docket Number _____



Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee! The older style that the commission stopped issuing was also a great work place document that was a great matter of pride! In the past the FCC issued a Verification Card much like the present license issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

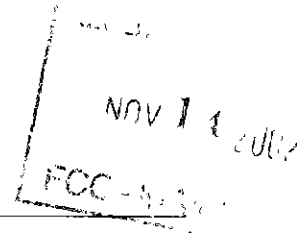
Dale E. Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE

Petitioner)
Dale F. Reich)
141 North Center St)
Seville, Ohio 44273)

RM Docket Number _____



Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee! The older style that the commission stopped issuing was also a great work place document that was a great matter of pride! In the past the FCC issued a Verification Card much like the present licensed issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who wilful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

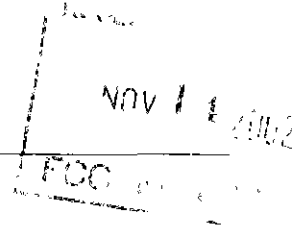
Dale E. Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE

Petitioner)
Dale E. Reich)
141 North Center St)
Seville, Ohio 44273)

RM Docket Number _____



Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee! The older style that the commission stopped issuing was also a great work place document that was a great matter of pride! In the past the FCC issued a Verification Card much like the present licensed issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

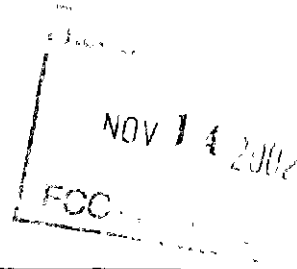
The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

Dale E. Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE



Petitioner)
Dale E. Reich)
141 North Center St)
Seville, Ohio 44273)

RM Docket Number _____

Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee! The older style that the commission stopped issuing was also a great work place document that was a great mater of pride! In the past the FCC issued a Verification Card much like the present licensed issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

Dale E. Reich

**Before The
Federal Communications Commission
Washington, D.C. 20555**

PETITION FOR RULE CHANGE

NOV 14 1992

Petitioner)
Dale E. Reich)
141 North Center St)
Seville, Ohio 44273)

RM Docket Number _____

Changes In Part 13 Requested:

The FCC should consider start up grading the issuance of the Part 13 Commercial Radio Licenses. The FCC should consider the issuances of Part 13 Commercial Radio Telephone Licenses to a (2) Part format like the current amateur radio licenses at present. The older style of **Diploma** type of license the FCC use to issue was well received by the licensee. The older style that the commission stopped issuing was also a great work place document that was a great matter of pride. In the past the FCC issued a Verification Card much like the present license issued today for a additional application so in the past there were (2) documents issued by the commission. There is a great deal of space on the current commercial license that the new additional diploma style document could be generated by the current computer printing.

It is suggested in this request that the FCC considering making this upgrade to (2) document license one for wallet and the other for wall framing only to all new or renewal updated as not to place a burden on the commission.

Also through a Commercial Radio Exam vendor a current license would be allowed to apply for a document upgrade to receive a new document with the Wall Type license certificate at a reasonable fee not the current lost document fee. Allocations for this additional wall document could only be applied through a Commercial Radio Exam vendor. The vendor would be allowed to collect a fee for this service that is fair and split of the fee with 50% going to the Commission, and 50% going to the Commercial License Vendor would be approved.

The commission would also require a "application fee" for all new Commercial Radio License & Permit's that currently have no FCC direct fee's. The application fee should be small in nature to cover the projected costs of logging - recording - storing in the ULS system. The suggested new fee's where there is no fee should start at minimum of \$10.00. There should be a higher fee for non US Citizens for the need recordkeeping.

Because the large number of Lifetime Licenses issued by the commission the commission through its uls and audit system should make random check to see if Licensee has updated his current information into the ULS system. The FCC should issue a public notice with a reasonable for the licensee who fail to respond to audit request. The Licensees who willful failed to report new address change on a timely basis should be fined also a reasonable fine. If now major change in a Licensee address happens in a 20 year period a update in required. The commission should only receive on line updates for commercial licensees direct or Commercial License Exam vendor only.

Commercial Radio Exam vendors would be allowed to charge for new update services with a 50% Split of fee collected by the vendor with the Commission. The object is to reduce commission work load input to the ULS system. The Commission would gain from receiving additional funds.

The Commission would place wording on the Commercial Radio Licenses that states that The Licensee is responsible to keep the Commission with updated address within 30 days of a change of address via the ULS entry.

Respectfully Submitted,

Dale E. Reich